

ASSEMBLY BILL

No. 1335

Introduced by Assembly Member Matthews

February 21, 2003

An act to amend Section 12847 of the Food and Agricultural Code, relating to pesticides.

LEGISLATIVE COUNSEL'S DIGEST

AB 1335, as introduced, Matthews. Pesticides: mill assessments.

Existing law requires every registrant of a pesticide product to pay the Director of Pesticide Regulation a mill assessment on sales of pesticides for use in this state. Existing law requires that sales invoices for pesticides first sold into or within this state by a registrant, pesticide broker, pest control dealer, or other person required to pay the assessment show that the assessment on those pesticides registered by the director or those pesticides that are not nonagricultural pesticides labeled only for home, industrial, or institutional use will be paid by the registrant, broker, dealer, or person, respectively. Existing law provides that all other sales invoices for pesticides sold into or within this state, except retail sales of those nonagricultural pesticides labeled only for home, industrial, or institutional use shall show as a comment on the invoice that the assessment will be paid, and may show an amount or rate that represents the assessment.

This bill would require that sales invoices for pesticides first sold into or within this state by a registrant, pesticide broker, or pesticide dealer shall show that specified mill assessments will be paid by the registrant, broker, or dealer, respectively. This bill would require that all other sales invoices for pesticides sold into or within this state by those people

show that the assessment will be paid, and may show an amount or rate that represents the assessment.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 12847 of the Food and Agricultural
2 Code is amended to read:
3 12847. Sales invoices for pesticides first sold into or within
4 this state by a registrant, pesticide broker, ~~pest control or pesticide~~
5 ~~dealer, or other person subject to this article~~ shall show that the
6 assessment specified in Sections 12841 and 12841.1 will be paid
7 by the registrant, broker, *or* dealer, ~~or person~~, respectively. All
8 ~~other subsequent~~ sales invoices for pesticides sold into or within
9 this state, ~~except retail sales of those nonagricultural pesticides~~
10 ~~labeled only for home, industrial, or institutional use shall show as~~
11 ~~a comment on the invoice by a registrant, pesticide broker, or~~
12 ~~pesticide dealer, shall show~~ that the assessment will be paid, and
13 may show an amount or rate that represents the assessment.
14 However, only the person who actually will pay the assessment
15 may show the amount or rate of the assessment as a line item on
16 the sales invoice.

